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8 **UNITED STATES DISTRICT COURT**  
9 **SOUTHERN DISTRICT OF CALIFORNIA**  
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11 JAMES ROBERT BARKACS,  
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14 D. ADAMS, Warden,  
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Petitioner,  
v.  
Respondent.

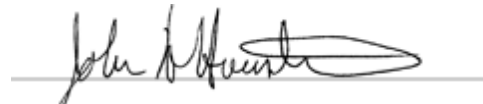
Civil No. 07cv2139-JAH (WMc)

**ORDER DENYING IN FORMA  
PAUPERIS APPLICATION AS MOOT**

16 Petitioner, a state prisoner proceeding pro se, has paid the \$5.00 filing fee and has filed  
17 a Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. § 2254. He has also filed a request  
18 to proceed in forma pauperis. Because Petitioner has already paid the filing fee, the Court  
19 **DENIES** the request to proceed in forma pauperis as moot.

20 **IT IS SO ORDERED.**

21 DATED: November 28, 2007

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24 JOHN A. HOUSTON  
United States District Judge  
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